GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Home Department - Disciplinary action initiated against Sri Md.Gouse Pasha, Retd.SI of Police, Vijayawada City – To impose the penalty of 10% (Ten percent) cut in pension permanently and treating the suspension period from 04.09.2001 to 13.03.2006 as 'Not on Duty' – Orders - Issued.

HOME (SERVICES.II) DEPARTMENT

G.O.RT.No. 72 **Dated: 07-01-2025**

1) From the DGP, AP., Rc.No.47/T3/2022, dated:10.05.2022.
2) Govt., Memo No.1400095/Ser-II/A1/2021, Home (Ser-II) Department, dated 16.08.2022.
3) From the DGP, AP., Rc.No.47/T3/2022, dated:15.12.2022 along with the explanation of Sri Md. Gouse Pasha, SI of Police, Retired at DCRB, Rajamahendravaram.
4) From the Secretary, APPSC, Lr.No.GAD03-APPS0DCC/107/2023-DC.SEC-APPSC/2022, (Computer No.2260740), dated 31.01.2024.
5) Govt., Memo No.1400095/Ser-II/A1/2021, Home (Ser-II) Department, dated 04.03.2024.
6) From the DGP, AP., Rc.No.47/T3/2022, dated:04.07.2024 along with the explanation of Sri Md.Gouse Pasha, SI of Police, Retired at DCRB, Rajamahendravaram.

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ORDER:

The Director General of Police, Andhra Pradesh, Mangalagiri in the letter 1st read above has stated that Sri Md.Gouse Pasha, SI of Police (Retd.), Vijayawada City was handed upon with a Major Charge under Rule-20 of APCS (CC&A) Rules, 1991, vide Memorandum of Charge C.No.41/PR/2001, dated 23.02.2002 for the following delinquency:-

Major Charge: Article: Exhibition of grave misconduct and gross moral turpitude in [1] including T.V Krishna Rao, R/o Ayyappa Nagar, Vijayawada promising him to get jobs to his two daughters, and also getting HP Gas dealership sanctioned on his wife's name and taking Rs.5,75,000/- on false promises and take [2] having contacts with S.A.Pasha, a cheat and criminal involved in several offences.

Sri Md.Ghouse Pasha has been working as SI of Police in Vijayawada City Police Commissionerate. He worked in the City Special Branch, Vijayawada from 07.01.1997 to 06.06.1999.

One K. Durga Prasad of Videocon Care Centre, Suryaraopet Vijayawada was his friend and through him he be friended one T.V.Krishna Rao, R/o Ayyappanagar, Vijayawada in July/August, 1998, T.V.Krishna Rao has two daughters by name T. Sridevi and T.Srilakshmi. The Charged Officer promised to get them jobs as Computer Operators in State Bank of India and induced T.V.Krishna Rao to pay Rs.25,000/- as advance towards expenses. This transaction took place in the presence of K.Durga Prasad and P.Vidyadhara Rao, cousin of T.V. Krishna Rao. The Charged Officer even gave a fake letter purported to have been signed by the General Manager, State Bank of India, Hyderabad containing the names of T.Sridevi, T.Srilakshmi among others fixing a date for the interviews.

(P.T.O)

Meanwhile, the Charged Officer introduced a Criminal and cheat by name S.A.Pasha to T.V. Krishna Rao saying that was his Co-son-in-law and was working in the Police Department as Vigilance Officer in Krishna District. The Charged Officer and S.A.Pasha further induced T.V.Krishna Rao to part with more money promising that they would get H.P.Gas Dealership at Challapalli on his wife's name. They also promised to arrange partners for T.V. Krishna Rao and also get him loan from banks to carry on the business. T.V.Krishna Rao was totally taken in by the sweet talk of the Charged Officer and S.A.Pasha and paid another Rs.5.50 lakh on various occasions in the presence of his family members and other.

However, the Charged Officer did not get either the jobs for T.V.Krishna Rao's daughters or HP gas dealership on his wife's name as promised. T.V.Krishna Rao placed with the Charged name as promised. T.V.Krishna Rao was placed with the Charged Officer several times to return the money but the latter threatened him using his official position as S.I. of Police.

The Charged Officer's conduct in cheating T.V. Krishna Rao and his family members and taking an amount of Rs. 5,75,000/ - on false promises is most reprehensible and unbecoming of a member of the Police Department. His contacts with S.A. Pasha, who is a cheat and Criminal involved in several offences speak of his moral turpitude and tarnished the image of the Police Department.

2. The Addl. Deputy Commissioner of Police, City Special Branch, Vijayawada City who was appointed as Enquiry Officer conducted the oral enquiry and submitted Minutes as dated 22.07.2020 holding the Charge as "Not Proved".

3. Disagree with the findings of the Enquiry Officer the Commissioner of Police, Vijayawada City issued a Dissent Notice dated 2.08.2020, along with the copy of the Minutes to the Charged SI of Police, to submit his 'further representation' for following reasons:

The OE pertains to the year 2001 and offence related to the year, 1998 from the beginning of the enquiry, the Charged Officer did not Co-operate with the Enquiry Officer and filed a petition before the Hon'ble APAT vide OA No.3623/2002 seeking to stay the OE until the disposal of Criminal Case vide CC.No.706/2000 c/w Cr.No.556/98 U/s 420, 471 r/w 34 IPC of Patamata PS and it is PT. Accordingly, the Hon'ble APAT has suspended the impunged proceedings until the disposal of Criminal case on 19.04.2002. Accordingly, the OE was kept in abeyance. The Criminal case related to the year 1998 against him was ended in acquitted U/s 248[1] Cr.PC on 17-09-2018 and the departmental enquiry reopened on 29.10.2018.

The Enquiry Officer completed the Oral enquiry and stated that there is no advance evidence against the Charged Officer with regard to the Charge of Cheating and no legally admissible evidence either oral and or documentary to sustain the misconduct on the part of Charged Officer that he maintained contacts with known accused involved in Criminal case. It seems that the Charged Officer managed all the witnesses in this long period. A majority of PWs was given up without their examinations whose evidence is very crucial to establish the Charge.

4. The delinquent SI has submitted his 'Further Representation' dated 13.10.2020 to the above 'Dissent Notice'.

(P.T.O)

5. The Director General of Police, A.P., Mangalagiri has requested the Government to dispose of OE PR in respect of Sri Md.Gouse Pasha, SI of Police (Retd.) Vijayawada city under Rule 9(2)(a) of Andhra Pradesh Revised Pension Rules, 1980, as the Government is competent authority to dispose the P.Rs of retired Government employee, since the above individual was retired from service.

6. Government have examined the report of the Enquiry officer, Dissent notice issued by the Commissioner of Police, Vijayawada City and also available records, provisionally decided to impose 10% (Ten percent) cut in pension permanently besides treating the suspension period spent from 04.09.2001 to 13.03.2006 as 'Not on Duty', against Sri Md. Gouse Pasha, SI of Police (Retd.) under Rule 9(2) of A.P. Revised Pension Rules, 1980. Accordingly a show cause notice also issued to him vide reference 5th read above to submit his explanation within 15 days. He has submitted his explanation which was received through the Director General of Police, A.P., vide reference 6th read above.

7. Government, after careful examination of the entire issue, hereby impose the penalty of 10% (Ten percent) cut in pension permanently and treating the suspension period spent from 04.09.2001 to 13.03.2006 as 'Not on Duty', against Sri Md. Gouse Pasha, SI of Police (Retd.) Vijayawada City, under Rule 9(2) of A.P. Revised Pension Rules, 1980.

8. A copy of the letter 4th read above is communicated to the Charged Officer as per Rule 23 of APCS (CCA) Rules, 1991.

9. The Director General of Police, Andhra Pradesh is requested to take necessary further action in the matter, accordingly. The records received through the letter 1st read above are returned herewith and receipt of the same should be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

KUMAR VISHWAJEET
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Director General of Police, Andhra Pradesh, Mangalagiri
(w.e - Records in original)
The individual through the Director General of Police, Mangalagiri (w.e)
Copy to:
The Secretary, A.P. Public Service Commission, Vijayawada.
The Secretary, A.P. Vigilance Commission, A.P.Secretariat.
The Accountant General of Andhra Pradesh, Vijayawada.
The Director of Treasuries & Accounts, Nidhi Bhavan, Mangalagiri, Guntur District.
SF/SC.

//Forwarded :: By Order//

SECTION OFFICER